



DANIELS & DANIELS, P.A.

O I P E 04/07/2002

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SM
February 28, 2002

Assistant Commissioner for Patents
BOX MISSING PARTS
Washington, D.C. 20231

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to:

Assistant Commissioner for Patents
Washington, D.C. 20231

Dated February 28, 2002

By: Lynette M. Bailey
Lynette M. Bailey

RE: U.S. Patent Application Serial No. 10/010,894 for
DATA SCRAMBLING SYSTEM FOR A SHARED TRANSMISSION MEDIA
Based on U.S. Provisional Application Serial No. 60/246,684 filed November 8, 2000
Docket No. 0960-021

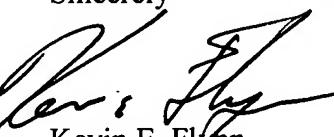
Dear Sir:

Enclosed herewith, please find the following documents:

1. Copy of Notice to File Missing Parts of Nonprovisional Application;
2. Facsimile copy of an executed Declaration from Robert P. Basil, Gordon Thomas Mitchell and Bradley Richard Ree;
3. Fee transmittal (in duplicate) with a check for \$65; and
4. Return receipt postcard.

Please contact the undersigned should you have any questions.

Sincerely



Kevin E. Flynn
Reg. No. 37,325

Enclosures

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PTO/SB/17 (10-01)

Approved for use through 10/31/2002. OMB 0651-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL for FY 2002

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT (\$ 65.00)

Complete if Known	
Application Number	10/010,894
Filing Date	11/08/2001
First Named Inventor	Basil et al.
Examiner Name	Not Assigned
Group Art Unit	2611
Attorney Docket No.	0960-021

METHOD OF PAYMENT

1. The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number	
Deposit Account Name	

Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17

Applicant claims small entity status. See 37 CFR 1.27

2. Payment Enclosed:

Check Credit card Money Order Other

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
101 740	201 370	Utility filing fee	
106 330	206 165	Design filing fee	
107 510	207 255	Plant filing fee	
108 740	208 370	Reissue filing fee	
114 160	214 80	Provisional filing fee	

SUBTOTAL (1) (\$ 0.00)

2. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from below	Fee Paid
Independent Claims	-20** =	X	=
Multiple Dependent	-3** =	X	=

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
103 18	203 9	Claims in excess of 20
102 84	202 42	Independent claims in excess of 3
104 280	204 140	Multiple dependent claim, if not paid
109 84	209 42	** Reissue independent claims over original patent
110 18	210 9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$ 0.00)

**or number previously paid, if greater; For Reissues, see above

3. ADDITIONAL FEES	Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
105 130	205 65		Surcharge - late filing fee or oath	65.00
127 50	227 25		Surcharge - late provisional filing fee or cover sheet	
139 130	139 130		Non-English specification	
147 2,520	147 2,520		For filing a request for ex parte reexamination	
112 920*	112 920*		Requesting publication of SIR prior to Examiner action	
113 1,840*	113 1,840*		Requesting publication of SIR after Examiner action	
115 110	215 55		Extension for reply within first month	
116 400	216 200		Extension for reply within second month	
117 920	217 460		Extension for reply within third month	
118 1,440	218 720		Extension for reply within fourth month	
128 1,960	228 980		Extension for reply within fifth month	
119 320	219 160		Notice of Appeal	
120 320	220 160		Filing a brief in support of an appeal	
121 280	221 140		Request for oral hearing	
138 1,510	138 1,510		Petition to institute a public use proceeding	
140 110	240 55		Petition to revive - unavoidable	
141 1,280	241 640		Petition to revive - unintentional	
142 1,280	242 640		Utility issue fee (or reissue)	
143 460	243 230		Design issue fee	
144 620	244 310		Plant issue fee	
122 130	122 130		Petitions to the Commissioner	
123 50	123 50		Processing fee under 37 CFR 1.17(q)	
126 180	126 180		Submission of Information Disclosure Stmt	
581 40	581 40		Recording each patent assignment per property (times number of properties)	
146 740	246 370		Filing a submission after final rejection (37 CFR § 1.129(a))	
149 740	249 370		For each additional invention to be examined (37 CFR § 1.129(b))	
179 740	279 370		Request for Continued Examination (RCE)	
169 900	169 900		Request for expedited examination of a design application	
Other fee (specify) _____				

*Reduced by Basic Filing Fee Paid SUBTOTAL (3) (\$ 65.00)

SUBMITTED BY	Complete (if applicable)		
Name (Print/Type)	Kevin E. Flynn	Registration No. (Attorney/Agent)	37,325
Signature		Telephone	(919) 544 5444

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Basil et al.	Attorney Docket:	0960-021
Serial No:	10/010,894	Examiner:	Not Assigned
Filed:	11/08/2001	Art Unit:	2611

TITLE:

CAPACITY SCALING AND FUNCTIONAL ELEMENT REDISTRIBUTION WITHIN
AN IN-BUILDING COAX CABLE INTERNET ACCESS SYSTEM

Response to Notice to File Missing Parts of Nonprovisional Application

Assistant Commissioner for Patents
Box Missing Parts
Washington D.C. 20231

This communication is in response to the "Notice to File Missing Parts of Nonprovisional Application" mailed January 3, 2002 for which a response is due by March 3, 2002. A check in the amount of \$65.00 for the surcharge is submitted herewith.

The executed Declaration signed by Mrs. Dorothy Terry as Executor of the estate of her late husband John Brian Terry, deceased inventor of the above-identified application was submitted on February 5, 2002, together with the \$65.00 surcharge.

The completed Declaration executed by the remaining inventors is submitted herewith, together with a check for an additional \$65.00 surcharge.

Applicant's attorney submits herewith the following:

1. Copy of Notice to File Missing Parts of Nonprovisional Application;
2. Facsimile copy of an executed Declaration from Robert P. Basil, Gordon Thomas Mitchell and Bradley Richard Ree;
3. Fee transmittal (in duplicate) with a check for \$65; and
4. Return receipt postcard.

Sent with Certificate of Mailing included.

Dated: February 28, 2002

Respectfully submitted,



Kevin E. Flynn Reg. No. 37,325

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Research Triangle Park, NC 27709
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email Kflynn@daniels.com

Enclosures

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MAR 11 2002
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COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

Page 1 of 1
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/010,894	11/08/2001	Robert P. Basil	0960-021

26108
DANIELS & DANIELS, P.A.
SUITE 200, GENERATION PLAZA
1822 N.C. HIGHWAY 54, EAST
DURHAM, NC 27713

CONFIRMATION NO. 4228
FORMALITIES LETTER



OC00000007255129

Date Mailed: 01/03/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 65.**

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART I - ATTORNEY/APPLICANT COPY

03/14/2002 MBERHE 00000069 10010894

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65.00 OP